

Filed via EFS-web
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Bhagwat et al.	Confirmation No.:	9314
Serial No.:	10/718,185	Art Unit:	1617
Filed:	November 19, 2003	Examiner:	Claytor, Deirdre Renee
For:	INDAZOLE COMPOUNDS, COMPOSITIONS THEREOF AND METHODS OF TREATMENT THEREWITH	Attorney Docket No.:	10624-143-999 (CAM: 700755-999142)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 14, 2008 of the Primary Examiner finally rejecting claims 1, 3, 5 and 7-17 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for 1 month:
 was filed on September 11, 2008.
 an extension of time for an additional 2 months is being paid via EFS-web.
2. A timely response to the final rejection has been filed.
3. A fee in the amount of **\$540.00** is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$270.00** is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Anthony M. Insogna, Reg. No. 35,203
By: Mark J. Brum, Reg. No. 47,458

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Date: November 13, 2008